

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

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LG ELECTRONICS U.S.A., INC.,
and LG ELECTRONICS, INC.

Plaintiffs,

v.

WHIRLPOOL CORPORATION

Defendant.

UNITED STATES
DISTRICT COURT

CIVIL ACTION NO.
04-2306 (WHW/SDW)

Hon. Susan D. Wigenton

ORDER

This matter having come before the Court during the September 8, 2005 status conference and the Court having heard the parties' oral argument and for good cause appearing:

IT IS on the 29th day of September, 2005,

ORDERED as follows:

1. The parties shall file a Joint Claim Construction with the Court listing the terms, as well as their proposed constructions, at issue in Whirlpool's Motion for Summary Judgment of Non-Infringement which are (1) in dispute and (2) not in dispute by September 30, 2005.
2. LG Electronic USA, Inc., and LG Electronic, Inc.'s ("LG's") request to file a Motion for Summary Judgment of Infringement is denied at this time.
3. The following expert discovery and briefing schedule for Whirlpool Corporation's ("Whirlpool's") Motion for Summary Judgment of Non-Infringement has been set:

- a. LG shall serve its expert report, if any, by October 26, 2005;
 - b. Whirlpool shall serve a rebuttal expert report, if any, by November 22, 2005;
 - c. All expert depositions shall be concluded by December 9, 2005;
 - d. Whirlpool shall serve its moving papers by January 9, 2006;
 - e. LG shall serve their opposition papers by February 9, 2006;
 - f. Whirlpool shall serve its reply papers by February 23, 2006; and
 - g. ~~The Court shall hold oral argument on _____, 2006.~~
4. The Court shall hold a telephone status conference on December 13, 2005 at 11:30 a.m. LG shall initiate the call.



SUSAN D. WIGENTON, U.S.M.J.